

This amendment would delete most of the bill and would provide an appointment process where a person would be qualified for appointment if the person gets a specified number of signatures, certified by the secretary of state.

Page 1-line 3 Delete line through "specified;" and insert "specifying persons qualified to be appointed to a vacant office;".

Page 1-lines 9 through 12 Delete entirely.

Pages 2 through 20 Delete entirely and insert:

"Section 1. W.S. 22-18-111(a)(i) and (iii)(A) and (B) and 28-1-106 are amended to read:

22-18-111. Vacancies in other offices; temporary appointments.

(a) Any vacancy in any other elective office in the state except representative in congress or the board of trustees of a school or community college district, shall be filled by the governing body, or as otherwise provided in this section, by appointment of a temporary successor. The person appointed shall serve until a successor for the remainder of the unexpired term is elected at the next general election and takes office on the first Monday of the following January. Provided, if a vacancy in a four (4) year term of office occurs in the term's second or subsequent years after the first day for filing an application for nomination pursuant to W.S. 22-5-209, no election to fill the vacancy shall be held and the temporary successor appointed shall serve the remainder of the unexpired term. The following apply:

(i) If a vacancy occurs in the office of United States senator or in any state office other than the governor, member of the state legislature, the office of justice of the supreme court and the office of district court judge, the governor shall immediately notify in writing the secretary of state and the chairman of the state central committee of the political party which the last incumbent represented at the time of his election under W.S. 22-6-120(a)(vii), or at the time of his appointment if not elected to office. ~~The chairman shall call a meeting of the state central committee to be held not later than fifteen (15) days after he receives notice of the vacancy. At the meeting the state central committee shall select and transmit to the governor the names of three (3) persons qualified to hold the office. Within five (5) days after receiving these three (3) names, the governor shall fill the vacancy by temporary appointment of one (1) of the three (3) to hold the office.~~ If the incumbent who has vacated office did not represent a political party at the time of his election, or at the time of his appointment if not elected to office, the governor shall notify in writing the chairman of all state central committees of parties registered with the secretary of state. ~~The state central committees shall submit to the governor, within fifteen (15) days after notice of the vacancy, the name of one (1) person qualified to hold the office.~~ The governor shall also cause to be published in a newspaper of general circulation in the state notice of the vacancy in office. Persons are qualified to hold the office ~~who do not belong to a party may if~~, within ~~fifteen (15)~~ thirty (30) days after publication of the vacancy in office, ~~submit the person submits~~ a petition to the secretary of state signed by ~~one hundred (100)~~ a number of registered voters that is at least one

percent (1%) of the voters that voted in the most recent election for the applicable office, seeking consideration for appointment to the office. The secretary of state shall certify that the petitions provided under this paragraph contain the required number of signatures of registered voters and provide all certified petitions to the governor. Within five (5) days after receiving the ~~names~~ certified petitions of persons qualified to hold the office as provided under this paragraph, the governor shall fill the vacancy by temporary appointment to the office, ~~from the names submitted or from~~ those petitioning for appointment. If there is one (1) or more certified petition from a person who is a member of the political party that the last incumbent represented at the time of his election or appointment, the governor shall fill the vacancy by appointing one (1) of the persons petitioning for appointment who is a member of the applicable political party;

(iii) If a vacancy occurs in the office of a member of the state legislature:

(A) For vacancies other than resignations, the board of county commissioners of the county or counties in which the vacancy occurs shall immediately notify in writing the secretary of state and the chairman of the state central committee of the political party which the former incumbent represented at the time of his election under W.S. 22-6-120(a)(vii), or at the time of his appointment if not elected to office. For resignations, the governor shall notify the secretary of state and the appropriate state central committee or the appropriate board of county commissioners in accordance with W.S. 28-1-106. ~~For all vacancies in which the incumbent represented a political party at the time of his election or appointment to the office, the state central committee of the political party of the former incumbent shall notify the precinct committeemen and committeewomen for that party for each precinct within the legislative district which is vacant and arrange a meeting of those precinct committeemen and committeewomen at which they will select a list of three (3) persons qualified to hold the office to fill the vacancy. Only those persons serving as committeemen and committeewomen at least thirty (30) days prior to the vacancy, or if the vacancy occurs within thirty (30) days after the first Monday in January in odd-numbered years, those precinct committeemen and committeewomen elected at the immediate past primary election and those selected by appointment prior to December 2 of the year in which the election occurred for vacant positions, shall be authorized to vote under this subparagraph. The meeting shall be held not later than fifteen (15) days after the state central committee is notified of the vacancy. The state central committee of each political party shall establish procedures for conducting the vote required under this subparagraph and may delegate the authority to call the meeting required under this subparagraph.~~ The county commissioners shall also cause to be published in a newspaper of general circulation in the county notice of the vacancy in office. Persons are qualified to hold the office if, within thirty (30) days after publication of the vacancy in office, the person submits a petition to the secretary of state signed by a number of registered voters that is at least one percent (1%) of the voters that voted in the most recent election for the applicable office, seeking consideration for appointment to the office;

(B) ~~The state central committee of the political party of the former incumbent shall submit the list selected under subparagraph (A) of this paragraph to the board of county commissioners for each county in which the legislative district is located.~~ The secretary of state shall certify that the petitions provided under this paragraph contain the required number of signatures of registered voters and provide all certified petitions to the board of county commissioners. Within five (5) days after receiving the ~~list of three (3) names~~ certified petitions

of persons qualified to hold the office as provided under this paragraph, the board of county commissioners shall fill the vacancy by appointment of one (1) of the ~~three (3) to hold the office~~ qualified persons. If there is one (1) or more certified petition from a person who is a member of the political party that the last incumbent represented at the time of his election or appointment, the board of county commissioners shall fill the vacancy by appointing one (1) of the persons petitioning for appointment who is a member of the applicable political party;".

Page 21-lines 2 through 26 Delete entirely.

Page 22-line 9 After "(iii)" delete balance of line.

Page 22-line 10 Delete line through "22-18-111(a)(iii)".

Page 22-line 19 Strike "22-18-111(a)(iii)(C)" and insert "22-18-111(a)(iii)".

Page 23-line 4 Delete "22-18-111(a)(i)" and insert "22-18-111(a)(iii)(C)".